

REFERENCE TITLE: biofuels conversion program

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
Second Regular Session  
2008

# HB 2620

Introduced by  
Representative Boone

AN ACT

AMENDING TITLE 41, CHAPTER 10, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-1515.01; RELATING TO THE ARIZONA BIOFUELS CONVERSION PROGRAM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:  
Section 1. Title 41, chapter 10, article 1, Arizona Revised Statutes,  
is amended by adding section 41-1515.01, to read:

**41-1515.01. Arizona biofuels conversion program: fund: program termination: definitions**

A. THE ARIZONA BIOFUELS CONVERSION PROGRAM IS ESTABLISHED IN THE DEPARTMENT TO ENCOURAGE THE USE OF BIOFUELS.

B. THE ARIZONA BIOFUELS CONVERSION PROGRAM FUND IS ESTABLISHED CONSISTING OF THE FOLLOWING:

- ## 1. MONIES APPROPRIATED BY THE LEGISLATURE.

2. MONIES RECEIVED THROUGH GIFTS, GRANTS, DONATIONS OR OTHER STATE AND UNITED STATES GOVERNMENT OR PRIVATE SOURCES.

C. ON OR BEFORE JANUARY 1, 2009, THE DIRECTOR OF THE DEPARTMENT'S ENERGY OFFICE SHALL DEVELOP A PROCEDURE FOR AWARDING GRANTS FROM THE FUND TO PROVIDE FOR CONVERSION OF EXISTING FUEL STATIONS TO INCLUDE BIOFUEL BASED ON TRAFFIC PATTERNS, THE PROXIMITY TO OTHER BIOFUEL STATIONS, FLEET INVOLVEMENT, THE POPULATION OF VEHICLES THAT USE BIOFUELS, THE COSTS OF THE PROJECT AND THE COMMITMENT TO BIOFUEL BY THE PERSON SEEKING THE AWARD.

D. THE DIRECTOR OF THE DEPARTMENT'S ENERGY OFFICE SHALL ADMINISTER THE PROGRAM AND THE FUND.

E. SUBJECT TO THE AVAILABILITY OF MONIES IN THE FUND, THE DIRECTOR OF THE DEPARTMENT'S ENERGY OFFICE SHALL AWARD GRANTS EQUAL TO THE LESSER OF THIRTY THOUSAND DOLLARS OR FORTY PER CENT OF THE CONVERSION COST PER SITE TO APPLICANTS WHO PROVIDE AN ACCEPTABLE PROJECT PLAN THAT INCLUDES A DETAILED COST SCHEDULE AND TIMELINE FOR THE COMPLETION OF THE PROJECT.

#### F. MONIES IN THE FUND:

1. SHALL BE SPENT ONLY FOR THE PURPOSES PRESCRIBED IN THIS SECTION,  
EXCEPT THAT THE ENERGY OFFICE MAY USE UP TO FIVE PER CENT OF THE MONIES IN  
THE FUND EACH YEAR TO ADMINISTER THE PROGRAM.

- ## 2. ARE CONTINUOUSLY APPROPRIATED.

3. ARE EXEMPT FROM THE PROVISIONS OF SECTION 35-190 RELATING TO LAPsing OF APPROPRIATIONS.

G. THE PROGRAM ESTABLISHED BY THIS SECTION ENDS ON JULY 1, 2013 PURSUANT TO SECTION 41-3102.

#### H. FOR THE PURPOSES OF THIS SECTION:

1. "BIOFUEL" MEANS A SOLID, LIQUID OR GASEOUS FUEL THAT IS DERIVED FROM BIOMASS AND THAT IS USED FOR HEATING OR POWER OR FOR TRANSPORTATION AS A MOTOR FUEL.

2. "BIOMASS" MEANS BIOLOGICAL MATERIAL, SUCH AS PLANT OR ANIMAL MATTER, BUT EXCLUDING ORGANIC MATERIAL THAT HAS BEEN TRANSFORMED BY GEOLOGICAL PROCESSES INTO SUBSTANCES SUCH AS COAL OR PETROLEUM OR THEIR DERIVATIVES, THAT MAY BE TRANSFORMED INTO BIOFUEL.